



ITW

Docket No 2775 (203-3094)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Joseph P. Orban

Serial No: 10/801,441

Filed: March 16, 2004

Examiner: Beverly M. Flanagan

Group Art Unit: 3739

For: ENDOSCOPIC TISSUE REMOVAL APPARATUS AND METHOD

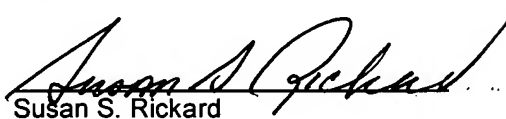
Commissioner for Patents
PO Box 1450
Alexandria, VA 22313-1450
Mail Stop: Amendment

CERTIFICATE OF MAILING

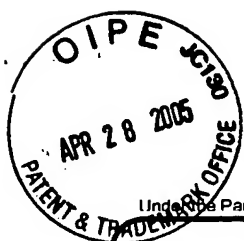
Date of Deposit: April 26, 2005
I hereby certify that the following:

- ☒ This Certificate of Mailing
- ☒ Amendment (8 pages)
- ☒ Fee Transmittal For FY 2005 (1 page)
- ☒ Return Postcard

are being deposited with the United States Postal Services under 37 CFR Section 1/10 on the Date of Deposit indicated above in an envelope addressed to the Commissioner for Patents, PO Box 1450, Alexandria, VA 22313-1450, Mail Stop: Amendment.


Susan S. Rickard

U.S. Surgical, a division of
TYCO HEALTHCARE GROUP LP
150 Glover Avenue
Norwalk, Connecticut 06856
(203) 845-4489



PTO/SB/17 (12-04v2)

Approved for use through 07/31/2006. OMB 0651-0032
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

Effective on 12/08/2004.

Fees pursuant to the Consolidated Appropriations Act, 2005 (H.R. 4818).

FEE TRANSMITTAL
For FY 2005☐ Applicant claims small entity status. See 37 CFR 1.27**TOTAL AMOUNT OF PAYMENT** (\$) \$200.00**Complete if Known**

Application Number	10/801,441
Filing Date	March 16, 2004
First Named Inventor	Joseph P. Orban
Examiner Name	Beverly M. Flanagan
Art Unit	3739
Attorney Docket No.	2775 (203-3094)

METHOD OF PAYMENT (check all that apply)☐ Check ☐ Credit Card ☐ Money Order ☐ None ☐ Other (please identify): _____☒ Deposit Account Deposit Account Number: 21-0550 Deposit Account Name: United States Surgical

For the above-identified deposit account, the Director is hereby authorized to: (check all that apply)

☒ Charge fee(s) indicated below☐ Charge fee(s) indicated below, except for the filing fee☒ Charge any additional fee(s) or underpayments of fee(s) under 37 CFR 1.16 and 1.17☒ Credit any overpayments**WARNING:** Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.**FEE CALCULATION****1. BASIC FILING, SEARCH, AND EXAMINATION FEES**

Application Type	FILING FEES		SEARCH FEES		EXAMINATION FEES		Fees Paid (\$)
	Fee (\$)	Small Entity Fee (\$)	Fee (\$)	Small Entity Fee (\$)	Fee (\$)	Small Entity Fee (\$)	
Utility	300	150	500	250	200	100	
Design	200	100	100	50	130	65	
Plant	200	100	300	150	160	80	
Reissue	300	150	500	250	600	300	
Provisional	200	100	0	0	0	0	

2. EXCESS CLAIM FEES**Fee Description**

Each claim over 20 (including Reissues)

Fee (\$)	Small Entity Fee (\$)
50	25

Each independent claim over 3 (including Reissues)

200 100

Multiple dependent claims

360 180

Total Claims	Extra Claims	Fee (\$)	Fee Paid (\$)
10 - 20 or HP =	x	\$50.00	= \$0.00

HP = highest number of total claims paid for, if greater than 20.

Indep. Claims	Extra Claims	Fee (\$)	Fee Paid (\$)
4 - 3 or HP =	x	\$1.00	= \$200.00

HP = highest number of independent claims paid for, if greater than 3.

Multiple Dependent Claims	
Fee (\$)	Fee Paid (\$)
	\$0.00

3. APPLICATION SIZE FEE

If the specification and drawings exceed 100 sheets of paper (excluding electronically filed sequence or computer listings under 37 CFR 1.52(e)), the application size fee due is \$250 (\$125 for small entity) for each additional 50 sheets or fraction thereof. See 35 U.S.C. 41(a)(1)(G) and 37 CFR 1.16(s).

Total Sheets	Extra Sheets	Number of each additional 50 or fraction thereof	Fee (\$)	Fee Paid (\$)
- 100 =	0	/ 50 = 0 (round up to a whole number) x	\$1.00	= \$0.00

4. OTHER FEE(S)

Non-English Specification, \$130 fee (no small entity discount)

Fees Paid (\$)

0

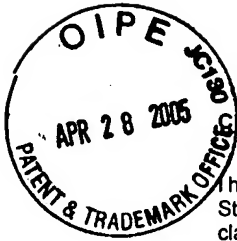
Other (e.g., late filing surcharge):

\$0.00

SUBMITTED BY		
Signature		Registration No. 40,737 (Attorney/Agent)
Name (Print/Type)	Lisa J. Moyles, Esq.	Telephone (203) 845-1000
		Date 4/24/05

This collection of information is required by 37 CFR 1.136. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 30 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.



CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service on the date shown with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450 Alexandria, Virginia 22313-1450, Mail Stop Amendments on April 26, 2005.

By: Susan S. Rickard Date: April 26, 2005
Susan S. Rickard

PATENT

Docket No. 2775 (203-3094)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANT : ORBAN, Joseph P.
TITLE : **ENDOSCOPIC TISSUE REMOVAL APPARATUS AND METHOD**
SERIAL NO. : 10/801,441
FILED : March 16, 2004
EXAMINER : Beverly M. Flanagan
ART UNIT : 3739

AMENDMENT UNDER 37 CFR§1.111

Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450
MailStop: Amendment

Dear Sir:

In response to the office action dated January 26, 2005, please amend the application as follows:

A listing of the Claims begins on page 2 of this paper.

Remarks begin on page 7 of this paper.

Also, a New FEE SHEET is included herein since the number of Independent Claims has increased from three to four.